



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

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OFFICE OF
ENVIRONMENTAL
CLEANUP

April 27, 2015

Mr. Bob Wyatt
Chairman, Lower Willamette Group
c/o Northwest Natural
220 Northwest Second Avenue
Portland, Oregon 97209

Re: Portland Harbor Superfund Site, Settlement Agreement and Administrative Order on Consent for Remedial Investigation and Feasibility Study; Docket No. CERCLA-10-2001-0240
Directed Modifications and Additional Comments on Remedial Investigation Report dated August 29, 2011

Dear Mr. Wyatt;

In accordance with Paragraph 1, Section IX of the RI/FS AOC, EPA notified the LWG in December 2011 that it was modifying the LWG's draft Remedial Investigation (RI) report dated August 29, 2011. Since that time, EPA has worked in coordination with the LWG to make the necessary modifications to the RI Report. We are very pleased that the modification process has reached conclusion, and by this letter, EPA is directing the LWG to produce the final RI Report.

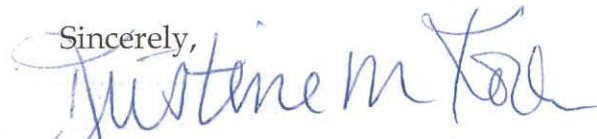
By letter dated September 24, 2013, EPA and the LWG agreed upon a process for completing the RI report. Per the agreed process, EPA has shared proposed modifications to each of the ten sections of the RI report and certain of the supporting appendices. Section 11 was eliminated per agreement between LWG and EPA, but the content has been incorporated into the Executive Summary for the report. EPA and the LWG project managers were successful in resolving all issues pertaining to eight of the ten sections (Sections 1, 2, 3, 4, 5, 6, 8, and 9). The LWG elevated issues regarding Sections 7 and 10 to senior managers and invoked formal dispute resolution on Section 7. The issues pertaining to Section 10 were resolved at the senior manager level, and a final decision on the dispute was issued by the Director of the Office of Environmental Cleanup on March 24, 2015. Thus, all comments the LWG has raised subject to these sections of the RI report have been resolved and the LWG has not identified any issues outstanding with each of the sections. EPA's final modifications to the Executive Summary are enclosed to this letter. While EPA understands that the LWG has not yet reviewed this version, we have taken into consideration the LWG's comments on previous versions of the Executive Summary and believe that this version well documents a summary of the report.

As stated in the 2013 agreed upon process, EPA is by this letter directing the LWG to incorporate all modifications and comments provided on the RI report, as modified by any changes agreed to between the EPA and LWG Project Managers or informal dispute resolution agreements by senior managers, and the director's March 24, 2015 dispute decision. This letter is transmitting the final changes required to the RI report and supersedes any previous comment letters sent by the EPA on the RI Report. Enclosed with this letter are EPA's modifications to the text and a direction on the required changes to the tables, maps and figures of the RI report. The due date for the LWG to provide a revised draft final RI report will be 30 calendar days after receipt of this letter. The revised draft final report is to be submitted in electronic format to EPA for final review. Per Section XVIII, Paragraph 2, of the AOC, the LWG will proceed to incorporate and revise all sections and chapters of the RI Report.

The EPA and LWG agreed in the 2013 RI process that the time period to raise formal dispute to the ECL Office Director as provided in Section XVIII, Paragraph 1 of the AOC will be extended until 30 calendar days after all the EPA modifications and comments on all chapters of the RI Report have been provided to the LWG and the enhanced informal process has been conducted, if needed, on all chapters. The formal dispute resolution process on any remaining issues will follow the formal dispute resolution process in the AOC Section XVIII, Paragraph 1. The LWG agreed that no new issues regarding EPA comments on the RI will be raised in formal dispute that were not raised during the enhanced informal dispute process. The LWG may invoke formal dispute on any new comments or changes, if any, contained in EPA's letter transmitting the final changes. The final LWG review will verify that all issues resolved on a section by section basis are reflected and are consistently applied throughout the document, and will include a quality assurance review of the document.

I am pleased that we have been able to successfully negotiate the modifications to this report and look forward to finalizing the RI report. If you find any inconsistencies in this direction from previous negotiations or have any questions regarding this letter, please contact me immediately for resolution at (206) 553-6705, or koch.kristine@epa.gov. All legal inquiries should be directed to Lori Cora at (206) 553-1115, or cora.lori@epa.gov.

Sincerely,



Kristine Koch
Remedial Project Manager

encl. (sent via email)

cc: Mr. Matt McClincy
Oregon Department of Environmental Quality

Mr. Rob Neely
National Oceanic and Atmospheric Administration

Mr. Ted Buerger
U.S. Fish and Wildlife Service

Mr. Brian Cunninghame
Confederated Tribes of the Warm Springs Reservation of Oregon

Ms. Rose Longoria
Confederated Tribes and Bands of the Yakama Nation

Mr. Michael Karnosh
Confederated Tribes of the Grand Ronde Community of Oregon

Mr. Tom Downey
Confederated Tribes of the Siletz Indians

Mr. Audie Huber
Confederated Tribes of the Umatilla Indian Reservation

Ms. Erin Madden
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Mr. Rick Keppler
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